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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 UN4 PRODUCTIONS, INC.,

8 Plaintiff,

9 v.

10 DIMITRIA OMELCO, *et al.*,

11 Defendants.  
12

Case No. C17-0786RSL


ORDER GRANTING MOTION FOR  
EXTENSION OF TIME

13 This matter comes before the Court on plaintiff's motion for an extension of time  
14 in which to serve the complaint. Dkt. # 11. A party generally has 90 days after a  
15 complaint is filed in which to serve the defendant. Fed. R. Civ. P. 4(m). It can be  
16 challenging to meet this deadline in BitTorrent cases where plaintiff must first conduct  
17 discovery from the ISP before it can identify and serve the defendant. It can be done,  
18 however, and the Court expects a good faith effort to comply with the service deadline.  
19 Plaintiff has made such an effort here. There was a slight delay in receiving the ISP's  
20 response to the subpoena. Plaintiff appropriately limited its efforts to pursue an out-of-  
21 court settlement of the case, then utilized the waiver of service procedure set forth in Fed.  
22 R. Civ. P. 4(d). The waivers are due within days of the original service deadline, and  
23 plaintiff seeks a limited extension in which to accomplish personal service if necessary.  
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1 The motion for an extension of time is GRANTED. Plaintiff shall have an  
2 additional three weeks, until September 7, 2017, to file proofs of waiver/service as to all  
3 defendants or a second motion for extension of time detailing the efforts made to  
4 accomplish service.

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6 Dated this 17th day of August, 2017.

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8 Robert S. Lasnik  
9 United States District Judge  
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